



1/2w

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln No.: 10/800,150

Confirmation No. 6794

Filed: March 13, 2004

Applicants: Thomas J. DANLEY et al.

Title: SOUND REPRODUCING
APPARATUS AND METHOD
FOR OPTIMIZING SAME

Art Unit: 2837

Examiner: Not yet assigned

Attorney Docket No.: 6954/82543

Customer No.: 22242

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

10/27/2004

Date

Edward E. Clair
Edward E. Clair

Registration No. 51,565

Attorney for Applicant(s)

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PRELIMINARY AMENDMENT

Sir:

This Amendment is being filed prior to a first Office Action in the above-captioned application. Please amend the application as follows:

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begin on page 4 of this paper.

Amendments to the Drawings begin on page 8 of this paper and include attached annotated sheets and attached replacement sheets.

Application No. 10/800,150
Preliminary Amendment dated October 27, 2004
Reply to Office Action of September 27, 2004

Remarks/Arguments begin on page 9 of this paper.

An **Appendix** including annotated drawing sheets and replacement drawing sheets begins following page 10 of this paper.